

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Yasuki Motozawa; Takahiro Kamei; Yasushi Kawamura
Assignee: Honda Giken Kogyo Kabushiki Kaisha
Title: VEHICLE OCCUPANT PROTECTION APPARATUS
Serial No.: 10/600,376 Filing Date: June 20, 2003
Examiner: Hilary L. Gutman Group Art Unit: 3612
Docket No.: M-1174-1D US Confirmation No.: 6299

Irvine, California
May 14, 2004

Via Facsimile to (703) 872-9306

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER TO OBVIATE A
DOUBLE PATENTING REJECTION OVER A PATENT

Sir:

Petitioner, Honda Giken Kogyo Kabushiki Kaisha, a Japanese corporation, having a

05/24/2004 DJONES1 01 (place of business at) 1-1, Minami-Aoyama 2-chome, Minato-ku, Tokyo, Japan, is the owner of
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the entire interest in the instant application. Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior U.S. Patent No. 6,604,771. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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Serial No. 10/600,376

In making the above disclaimer, Petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

In compliance with 37 C.F.R. §1.20(d), the Commissioner is authorized to charge the fee of \$130.00 to Deposit Account No. 50-2257 for this Terminal Disclaimer as set forth in the enclosed transmittal letter.

The undersigned represents that he/she is authorized to sign on behalf of Petitioner.

Certification of Facsimile Transmission

I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Linda Bolter
Linda Bolter

May 14, 2004

Respectfully submitted,

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